United Nations S/2009/224

Security Council

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**France, Russian Federation, Spain, United Kingdom of Great Britain and Northern Ireland and United States of America: draft resolution**

*The Security Council*,

*Recalling* all its previous resolutions on Western Sahara,

*Reaffirming* its strong support for the efforts of the Secretary-General and his Personal Envoy to implement resolutions 1754 (2007), 1783 (2007) and 1813 (2008),

*Reaffirming* its commitment to assist the parties to achieve a just, lasting and mutually acceptable political solution, which will provide for the self-determination of the people of Western Sahara in the context of arrangements consistent with the principles and purposes of the Charter of the United Nations, and *noting* the role and responsibilities of the parties in this respect,

*Reiterating* its call upon the parties and States of the region to continue to cooperate fully with the United Nations and with each other to end the current impasse and to achieve progress towards a political solution,

*Taking note* of the Moroccan proposal presented on 11 April 2007 to the Secretary-General and *welcoming* serious and credible Moroccan efforts to move the process forward towards resolution; also *taking note* of the Polisario Front proposal presented 10 April 2007 to the Secretary-General,

*Taking note* of the four rounds of negotiations held under the auspices of the Secretary-General, and *welcoming* the progress made by the parties to enter into direct negotiations,

*Stressing* the importance of making progress on the human dimension of the conflict as a means to promote transparency and mutual confidence through constructive dialogue and humanitarian confidence-building measures,

*Welcoming* in this context the agreement of the parties expressed in the Communiqué of the Personal Envoy of the Secretary-General for Western Sahara of 18 March 2008 to explore the establishment of family visits by land, which would be in addition to the existing programme by air, and encouraging them to do so in cooperation with the United Nations High Commissioner for Refugees,

*Welcoming* the commitment of the parties to continue the process of negotiations through United Nations-sponsored talks,

*Noting* the Secretary-General's view that the consolidation of the status quo is not an acceptable outcome of the current process of negotiations, and *noting further*

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that progress in the negotiations will have a positive impact on the quality of life of the people of Western Sahara in all its aspects,

*Welcoming* the appointment of the Secretary-General's Personal Envoy for Western Sahara Ambassador Christopher Ross, and also *welcoming* his recent visit to the region and ongoing consultations with the parties,

*Having considered* the report of the Secretary-General of 13 April 2009 (S/2009/200),

1. *Reaffirms* the need for full respect of the military agreements reached with the United Nations Mission for the Referendum in Western Sahara (MINURSO) with regard to the ceasefire;

2. *Welcomes* the parties' agreement with the Personal Envoy's suggestion to hold small, informal talks in preparation for a fifth round of negotiations, and *recalls* its endorsement of the previous report's recommendation that realism and a spirit of compromise by the parties are essential to achieve progress in negotiations;

3. *Calls* upon the parties to continue to show political will and work in an atmosphere propitious for dialogue in order to enter into a more intensive and substantive phase of negotiations, thus ensuring implementation of resolutions 1754 (2007), 1783 (2007) and 1813 (2008) and the success of negotiations; and *affirms* its strong support for the commitment of the Secretary-General and his Personal Envoy towards a solution to the question of Western Sahara in this context;

4. *Calls* upon the parties to continue negotiations under the auspices of the Secretary-General without preconditions and in good faith, taking into account the efforts made since 2006 and subsequent developments, with a view to achieving a just, lasting and mutually acceptable political solution, which will provide for the self-determination of the people of Western Sahara in the context of arrangements consistent with the principles and purposes of the Charter of the United Nations, and noting the role and responsibilities of the parties in this respect;

5. *Invites* Member States to lend appropriate assistance to these talks;

6. *Requests* the Secretary-General to keep the Security Council informed on a regular basis on the status and progress of these negotiations under his auspices and expresses its intention to meet to receive and discuss his report;

7. *Requests* the Secretary-General to provide a report on the situation in Western Sahara well before the end of the mandate period;

8. *Urges* Member States to provide voluntary contributions to fund confidence-building measures that allow for increased contact between separated family members, especially family visits, as well as for other confidence-building measures that may be agreed between parties;

9. *Decides* to extend the mandate of MINURSO until 30 April 2010;

10. *Requests* the Secretary-General to continue to take the necessary measures to ensure full compliance in MINURSO with the United Nations zero-tolerance policy on sexual exploitation and abuse and to keep the Council informed, and urges troop-contributing countries to take appropriate preventive action including pre-deployment awareness training, and other action to ensure full accountability in cases of such conduct involving their personnel;

11. *Decides* to remain seized of the matter.